

## HOUSE BILL NO. HB0173

Records available to POST.

Sponsored by: Representative(s) Provenza and Washut and  
Senator(s) Case

A BILL

for

1 AN ACT relating to the administration of government;  
2 requiring personnel files of peace and corrections officers  
3 and dispatchers to be available to the peace officer  
4 standards and training commission as specified; and  
5 providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

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9       **Section 1.** W.S. 9-1-704 by creating a new subsection  
10 (m), 9-1-708 by creating a new subsection (h), 9-1-710 by  
11 creating a new subsection (o) and 16-4-203(d)(iii) are  
12 amended to read:

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1           **9-1-704. Qualifications for employment as a peace**  
2 **officer; loss of certification for felony conviction;**  
3 **termination from employment.**

4  
5           (m) Notwithstanding any other law to the contrary,  
6 the portion of a personnel file relevant to any of the  
7 factors listed in W.S. 9-1-704(b) for any person employed  
8 by a law enforcement unit as a peace officer shall be made  
9 available to the commission upon written request of the  
10 commission to the employing agency. The personnel file  
11 shall not be disclosed by the commission to any other  
12 person except as otherwise required by law.

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14           **9-1-708. Certificate required for permanent**  
15 **employment; temporary employment; waiver or modification of**  
16 **training requirements; wages during training; grandfather**  
17 **provisions.**

18  
19           (h) Notwithstanding any other law to the contrary,  
20 the portion of a personnel file relevant to any of the  
21 factors listed in W.S. 9-1-704(b) for any person employed  
22 as a dispatcher required to be certified under this section  
23 shall be made available to the commission upon written

1 request of the commission to the employing agency. The  
2 personnel file shall not be disclosed by the commission to  
3 any other person except as otherwise required by law.

4  
5 **9-1-710. Qualifications for employment as a**  
6 **correctional officer; termination of employment;**  
7 **certification without compliance with the requirements of**  
8 **this section.**

9  
10 (o) Notwithstanding any other law to the contrary,  
11 the portion of the personnel file relevant to any of the  
12 factors listed in W.S. 9-1-704(b) for any person employed  
13 by the department of corrections as a correctional officer  
14 or part-time correctional officer shall be made available  
15 to the commission upon written request of the commission to  
16 the department of corrections. The personnel file shall not  
17 be disclosed by the commission to any other person except  
18 as otherwise required by law.

19  
20 **16-4-203. Right of inspection; grounds for denial;**  
21 **access of news media; order permitting or restricting**  
22 **disclosure; exceptions.**

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1           (d) The custodian shall deny the right of inspection  
2 of the following records, unless otherwise provided by law:

3  
4           (iii) Personnel files except those files shall  
5 be available to the duly elected and appointed officials  
6 who supervise the work of the person in interest and as  
7 otherwise provided in W.S. 9-1-704(m), 9-1-708(h) and  
8 9-1-710(o). Applications, performance ratings and  
9 scholastic achievement data shall be available only to the  
10 person in interest and to the duly elected and appointed  
11 officials who supervise his work. Employment contracts,  
12 working agreements or other documents setting forth the  
13 terms and conditions of employment of public officials and  
14 employees are not considered part of a personnel file and  
15 shall be available for public inspection;

16

17           **Section 2.** This act is effective July 1, 2023.

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(END)